STATE OF NEW YORK
UNITED STATES DISTRICT COURT
DISTRICT: EASTERN DISTRICT OF NEW YORK

COUNTY OF NASSAU

INDEX # : 16 CV 1727
Date Filed: April 8, 2016

DOUN FUH LAN,INDIVIDUALLY AND ON BEHALF OF ALL OTHER EMPLOYEES SIMILARLY SITUATED

Plaintiff(s)/Petitioner(s)

vs

FENNY JAPANES AND CHINESE RESTAURANT INC d/b/a HUNAN DYNASTY CAI FEN CHEN,KEVIN CHEN, JOHN DOE AND JANE DOE (01-10)

Defendant(s)/Respondent(s)

STATE OF NEW YORK, COUNTY OF QUEENS, SS.:

AFFIDAVIT OF SERVICE

KENNETH BARNES, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in New York State. On April 14, 2016 at 4;48PM, at 2292 HEMPSTEAD TURNPIKE , EAST MEADOW , NY 11554, deponent served the within SUMMONS IN A CIVIL ACTION COLLECTIVE ACTION COMPLAINT AND JURY TRIAL DEMAND

on: **FENNY JAPANESE AND CHINESE RESTAURANT INC;**, **Plaintiff** therein named.

#1 INDIVIDUAL [ ] By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2 CORPORATION [X] By delivering thereat a true copy of each to MR KEVIN CHEN personally, deponent knew the person so served to be the AUTH/AGENT of the corporation, and authorized to accept service on behalf of the corporation.

#3 SUITABLE AGE PERSON [ ] By delivering a true copy of each to ______ a person of suitable age and discretion. Said premises is recipient's: [ ] actual place of business [ ] dwelling house (usual place of abode) within the state.

#4 AFFIXING TO DOOR [ ] By affixing a true copy of each to the door of said premises, which is recipient's: [ ] actual place of business [ ] dwelling house (place of abode) within the state.

Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, having called thereat
on the ______ day of ______ at ______
on the ______ day of ______ at ______
on the ______ day of ______ at ______
on the ______ day of ______ at ______
Address confirmed by ______.

#5 MAIL COPY [ ] On ______, deponent completed service by depositing a true copy of each document to the above address in a 1st Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

#6 DESCRIPTION [X] (use with #1, 2 or 3) A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:
Sex: Male Color of skin: Yellow Color of hair: No Hair Age: 36 - 50 Yrs. Height: 5' 4" - 5' 8"
Weight: 100 - 130 Lbs. Other Features: Glasses

#7 WIT. FEES [ ] the authorized witness fee and / or traveling expenses were paid (tendered) to the recipient.

#8 MILITARYSRVC [X] Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or of the State of New York and was informed that recipient was not. Recipient wore ordinary civilian clothes and no military uniform.

#9 OTHER [ ]

Sworn to before me on May 10, 2016

Patricia E. Lasak

PATRICIA E. LASAK
NOTARY PUBLIC-STATE OF NEW YORK
No. 04LA6339018
Qualified in Queens County
Commission Expires March 18, 2020

KENNETH BARNES
Server's Lic # 1278936
Invoice/ Work Order # 0310524

STATE OF NEW YORK **COUNTY OF NASSAU**
UNITED STATES DISTRICT COURT
DISTRICT: EASTERN DISTRICT OF NEW YORK

INDEX # : **16 CV 1727**
Date Filed: **April 8, 2016**

DOUN FUH LAN,INDIVIDUALLY AND ON BEHALF OF ALL OTHER EMPLOYEES SIMILARLY SITUATED

Plaintiff(s)/Petitioner(s)

vs

FENNY JAPANES AND CHINESE RESTAURANT INC d/b/a HUNAN DYNASTY CAI FEN CHEN,KEVIN CHEN, JOHN DOE AND JANE DOE (01-10)

Defendant(s)/Respondent(s)

STATE OF NEW YORK, COUNTY OF QUEENS, SS.:

AFFIDAVIT OF SERVICE

KENNETH BARNES, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in New York State. On April 14, 2016 at 4;48PM, at 2292 HEMPSTEAD TURNPIKE , EAST MEADOW , NY 11554, deponent served the within SUMMONS IN A CIVIL ACTION COLLECTIVE ACTION COMPLAINT AND JURY TRIAL DEMAND

on: **d/b/a HUNAN DYNASTY**, **Plaintiff** therein named.

#1 INDIVIDUAL [ ] By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2 CORPORATION [X] By delivering thereat a true copy of each to MR KEVIN CHEN personally, deponent knew the person so served to be the AUTH/AGENT of the corporation, and authorized to accept service on behalf of the corporation.

#3 SUITABLE AGE PERSON [ ] By delivering a true copy of each to ______ a person of suitable age and discretion. Said premises is recipient's: [ ] actual place of business [ ] dwelling house (usual place of abode) within the state.

#4 AFFIXING TO DOOR [ ] By affixing a true copy of each to the door of said premises, which is recipient's: [ ] actual place of business [ ] dwelling house (place of abode) within the state.

Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, having called thereat
on the ______ day of ______ at ______
on the ______ day of ______ at ______
on the ______ day of ______ at ______
on the ______ day of ______ at ______
Address confirmed by ______.

#5 MAIL COPY [ ] On ______, deponent completed service by depositing a true copy of each document to the above address in a 1st Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

#6 DESCRIPTION [X] (use with #1, 2 or 3) A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:
Sex: Male Color of skin: Yellow Color of hair: No Hair Age: 36 - 50 Yrs. Height: 5' 4" - 5' 8"
Weight: 100 - 130 Lbs. Other Features: Glasses

#7 WIT. FEES [ ] the authorized witness fee and / or traveling expenses were paid (tendered) to the recipient.

#8 MILITARYSRVC [X] Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or of the State of New York and was informed that recipient was not. Recipient wore ordinary civilian clothes and no military uniform.

#9 OTHER [ ]

Sworn to before me on May 10, 2016

PATRICIA E. LASAK
NOTARY PUBLIC-STATE OF NEW YORK
No. 04LA6339018
Qualified in Queens County
Commission Expires March 18, 2020

KENNETH BARNES
Server's Lic # 1278936

Invoice/ Work Order # 0310524